

JUN 09 2005

Certificate of Facsimile Transmission

I certify that this document, consisting of 15 pages (including this cover sheet), is being transmitted via facsimile to the United States Patent and Trademark Office at fax telephone number (703) 872-9306 on 6/9/05 (date)

A. E. Barschall
Anne E. Barschall

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application Ser. No.: 09/335,608

Group Art Unit: 2663

Filing Date: 06/18/1999

Examiner: SOON D. IYUN

Attorney Docket Number PHB 34 257

Inventor Name(s): MOULSTLEY

Confirmation # 6666

Title: TELECOMMUNICATIONS SYSTEM WITH CHANNEL SHARING

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Sir:

In response to the office action of 3/9/05, Applicant offers the following:

C:\My Documents\Anne\legal practice\Phillips\pmocum\mb34257 - sm5.doc

06/22/2005 JDOBBS 00000002 141270 09335608

01 FC:1201 600.00 DA

02 FC:1202 550.00 DA

PAGE 1/15 * RCVD AT 09/2005 6:41:57 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-14 * DNS:8729306 * CSD:1 914 332 7719 * DURATION (mm-ss):10-42

Claim 17

The Examiner groups claim 17 together with claim 26, even though their limitations are different. Applicant respectfully submits that this is improper.

The claim recites a TDMA system. The claim further recites allocating real-time data and non-real-time data in variable proportions to a time frame.

In rejecting this claim, the Examiner reads a frame on multiple frames. Applicant respectfully submits that this is also improper.

Applicant accordingly respectfully submits that the Examiner has failed to make a *prima facie* case of obviousness against claim 17.

Please charge any fees other than the issue fee to deposit account 14-1270. Please credit any overpayments to the same account.

Applicant respectfully submits that he has addressed each issue raised by the Examiner — except for any that were skipped as moot — and that the application is accordingly in condition for allowance. Allowance is therefore respectfully requested.

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited this date with the United States Postal Service as first class mail in an envelope addressed to	
Mail Stop _____ Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450	
On _____ (date)	
By _____ (signature)	

Respectfully submitted,

By *A. E. Barschall*
Anne E. Barschall, Reg. No. 31,089
Tel. no. 914-332-1019
Fax no. 914-332-7719
Date of printing: June 9, 2005